

United States Bankruptcy Court  
Western District of Virginia

In re Randolph Lee Hicks

Debtor(s)

Case No. 15-61761  
Chapter 13

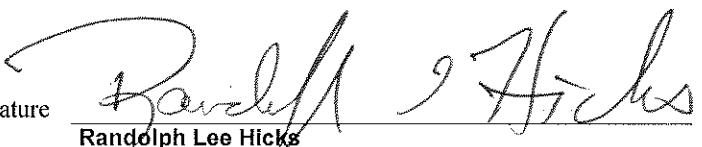
**AMENDED  
DECLARATION CONCERNING DEBTOR'S SCHEDULES**

**DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the foregoing document(s), consisting of 5 page(s), and that they are true and correct to the best of my knowledge, information, and belief.

Date 1-13-16

Signature

  
Randolph Lee Hicks

Debtor

*Penalty for making a false statement or concealing property:* Fine of up to \$500,000 or imprisonment for up to 5 years or both.  
18 U.S.C. §§ 152 and 3571.

In re **Randolph Lee Hicks**Case No. 15-61761

Debtor

**SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS - AMENDED**

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B J T O R C	Husband, Wife, Joint, or Community	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	C O N T I N G E N T	U N L I Q U I D A T E D	D I S P U T E D	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No.								
Barrier Island Station PO Box 8279 Duck, NC 27949			Mortgage  Timeshare in Duck, NC; tax-assessed valuation; debtor to surrender					
			Value \$ 2,500.00				4,830.00	2,330.00
Account No.								
Continental Central Credit, Inc NC PO Box 131120 Carlsbad, CA 92013			Additional notice address for Barrier Island Station				Notice Only	
			Value \$					
Account No. 68998002674799			Opened 10/01/07 Last Active 8/01/15					
Bk Of Amer 1800 Tapo Canyon Rd Simi Valley, CA 93063			Mortgage  Property at 1117 Meriweather Street, Charlottesville, Virginia (tax-assessed valuation)					
			Value \$ 285,500.00				100,105.00	0.00
Account No.								
Bank of America, Bky Dept Mail Stop CA6-919-01-23 400 National Way Simi Valley, CA 93065			Additional notice address for Bk Of Amer				Notice Only	
			Value \$					
2 continuation sheets attached				Subtotal (Total of this page)			104,935.00	2,330.00

B6D (Official Form 6D) (12/07) - Cont.

In re Randolph Lee Hicks,  
DebtorCase No. 15-61761**SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS - AMENDED**  
(Continuation Sheet)

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	CODE DEBTOR H W J C	Husband, Wife, Joint, or Community DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT UNLIQUIDATED	DISPUTED UNLIQUIDATED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No. 68998002679099		Opened 10/01/07 Last Active 8/09/15  Mortgage  Property at 905 Montrose Avenue, Charlottesville, Virginia (tax-assessed valuation)				
Bk Of Amer 1800 Tapo Canyon Rd Simi Valley, CA 93063		Value \$ 175,500.00			97,880.00	0.00
Account No. 1181 16 64		Whole Life Policy Loan  Whole life policy with Money Life				
Mony Life Insurance PO Box 6866 New York, NY 10249-6866		Value \$ 9,630.94			11,302.37	1,671.43
Account No. 611700576		Opened 4/01/02 Last Active 5/22/15  Mortgage  Residence at 179 Greene Lea Drive, Ruckersville, Virginia (tax-assessed valuation)				
Nationstar Mortgage LLC Attn: Bankruptcy 350 Highland Dr Lewisville, TX 75067		Value \$ 194,800.00			7,014.00	0.00
Account No. 7110781353		Opened 3/01/07 Last Active 6/24/11  Mortgage  Property at 516 Lexington Avenue, Charlottesville, Virginia (tax-assessed valuation)				
Ocwen Loan Servicing L 1661 Worthington Rd Suite 100 West Palm Beach, FL 33409		Value \$ 650,000.00			650,000.00	0.00
Account No.		Additional notice address for Ocwen Loan Servicing L			Notice Only	
Ocwen c/o McCabe Weisburg & Conway 312 Marshall Avenue, Suite 800 Laurel, MD 20707		Value \$				
Sheet <u>1</u> of <u>2</u> continuation sheets attached to Schedule of Creditors Holding Secured Claims					Subtotal (Total of this page)	766,196.37 1,671.43

B6D (Official Form 6D) (12/07) - Cont.

In re Randolph Lee Hicks Case No. 15-61761  
 Debtor

**SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS - AMENDED**  
 (Continuation Sheet)

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	CODE DEBTOR H W J C	Husband, Wife, Joint, or Community DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONT INU ING ENT	UN LI QU ID ATE D	DIS PUT ED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No.							
Ocwen c/o Surety Trustees 722 East Market Street, Suite 203 Leesburg, VA 20176		Additional notice address for Ocwen Loan Servicing L				Notice Only	
Value \$							
Account No.		2011-2014					
Sampson County, NC PO Box 257 Clinton, NC 28328		Property in High House Road, Clinton, Sampson County, North Carolina (tax- assessed valuation)					
Value \$		57,972.00				5,258.00	0.00
Account No.							
Adele Lang Hicks [DECEASED]		Additional notice address for Sampson County, NC				Notice Only	
Value \$							
Account No.		Timeshare Dues Lien					
Sands Ocean Club 9550 Shore Drive Myrtle Beach, SC 29572		Timeshare in Myrtle Beach, SC; tax- assessed valuation; debtor to surrender					
Value \$		2,500.00				2,000.00	0.00
Account No.							
		Value \$					
Sheet <u>2</u> of <u>2</u> continuation sheets attached to Schedule of Creditors Holding Secured Claims			Subtotal (Total of this page)			7,258.00	0.00
			Total (Report on Summary of Schedules)			878,389.37	4,001.43

In re Randolph Lee Hicks, Case No. 15-61761  
Debtor

## **SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS - AMENDED**

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.

### **TYPES OF PRIORITY CLAIMS** (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)

#### **Domestic support obligations**

Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).

#### **Extensions of credit in an involuntary case**

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).

#### **Wages, salaries, and commissions**

Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$12,475\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

#### **Contributions to employee benefit plans**

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).

#### **Certain farmers and fishermen**

Claims of certain farmers and fishermen, up to \$6,150\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).

#### **Deposits by individuals**

Claims of individuals up to \$2,775\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).

#### **Taxes and certain other debts owed to governmental units**

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).

#### **Commitments to maintain the capital of an insured depository institution**

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).

#### **Claims for death or personal injury while debtor was intoxicated**

Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

\* Amount subject to adjustment on 4/01/16, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

B6E (Official Form 6E) (4/13) - Cont.

In re Randolph Lee Hicks,  
DebtorCase No. 15-61761**SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS - AMENDED**  
(Continuation Sheet)**Taxes and Certain Other Debts  
Owed to Governmental Units****TYPE OF PRIORITY**

CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	CODE DEBTOR H W J C	Husband, Wife, Joint, or Community	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	TYPE OF PRIORITY				AMOUNT NOT ENTITLED TO PRIORITY, IF ANY	AMOUNT ENTITLED TO PRIORITY
				CONTINGENT	UNLIQUIDATED	DISPUTED	DATETED		
Account No.									
Internal Revenue Service Insolvency Units 400 North Eighth Street, Box 76 Richmond, VA 23219			2011-2014 Income taxes					0.00	
Account No.									
Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101-7346			Additional notice address for Internal Revenue Service					Notice Only	
Account No.									
Virginia Department of Taxation Bankruptcy Department P.O. Box 2156 Richmond, VA 23217			2012-2014 Income taxes					0.00	
Account No.								3,000.00	3,000.00
Account No.									
Account No.									

Sheet 1 of 1 continuation sheets attached to  
Schedule of Creditors Holding Unsecured Priority Claims

Subtotal (Total of this page)	<u>0.00</u>	<u>0.00</u>
Total (Report on Summary of Schedules)	<u>13,000.00</u>	<u>13,000.00</u>
	<u>0.00</u>	<u>0.00</u>
	<u>13,000.00</u>	<u>13,000.00</u>